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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/493,472	01/28/2000	James P. Mitchell	00CR063/KE	2281

7590 01/12/2009
Kyle Eppele
ROCKWELL COLLINS INC
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EXAMINER

SHANG, ANNAN Q

ART UNIT	PAPER NUMBER
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2424

MAIL DATE	DELIVERY MODE
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01/12/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

<p align="center">Advisory Action Before the Filing of an Appeal Brief</p>	<p>Application No. 09/493,472</p>	<p>Applicant(s) MITCHELL, JAMES P.</p>	
	<p>Examiner ANNAN Q. SHANG</p>	<p>Art Unit 2424</p>	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 11 September 2008 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ They raise the issue of new matter (see NOTE below);
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
The status of the claim(s) is (or will be) as follows:
Claim(s) allowed: _____.
Claim(s) objected to: _____.
Claim(s) rejected: _____.
Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information *Disclosure Statement*(s). (PTO/SB/08) Paper No(s). _____.
13. ☐ Other: _____.

/Annan Q Shang/
Primary Examiner, Art Unit 2424

Continuation of 11. does NOT place the application in condition for allowance because: With respect to the rejection of the last office action mailed on 07/11/08, Applicant discusses the prior arts of record (Leuca et al '6,201,797' in view of Podowski et al '5,524,272') and the claimed invention and further argues that the prior arts of record do not teach the recited claims limitations (see pages 8+ of Applicant's Remarks).

In response, Examiner disagrees. Examiner notes Applicant's arguments, however, Applicant discusses the individual prior arts of record without considering the rejection as a whole. As discussed in the office action, Leuca discloses a communication system (figs. 1 and 2) for a mobile platform (Airborne), the mobile platform being stationary at a docking area. Leuca discloses a server (33) located in ground-based station (figs 1, 2, col.3, line 18-44 and col.4, line 27-61) and comprising a wireless transceiver, a first satellite receiver, and first storage unit, the server (Server 33) being configured to store order data received by the first satellite, and to store video data received by the first satellite receiver in the storage unit in response to the order wire data (col.2, line 58-col.3, line 20 and line 31-col.6, line 14), Leuca further discloses a satellite receiver on the mobile platform (Aircraft 40); a wireless docking area transceiver; a wireless platform transceiver; a wireless platform transceiver on the mobile platform receiving order wire data and video data from the wireless docking area transceiver while the mobile platform is at the docking area; and a storage unit (server 12), the storage unit being located on the mobile platform, the wireless docking area transceiver providing the video data and the order wire data to the wireless platform transceiver while the mobile platform is at the docking area, where the storage unit stores the video data for playback in the mobile platform and the storage unit storing the order wire data, the order wire data controls a source of video playback of a program being either video data in the storage unit or the satellite receiver, or both the storage unit and the satellite receiver (col.2, line 58-col.3, line 20 and line 31-col.6, line 14). Leuca, teaches a ground-based station, but silent as to the claimed limitation docking area for receiving order wire and video data from a distribution center, and communicates data to the mobile platform while the mobile platform is at the docking area. In analogous art, Podowski discloses a docking area [terminal] for a mobile platform [aircraft] (see fig. 1) at which various entertainment and control data are communicated from a distribution center to said mobile platform (see cols. 2-3). Located in the docking area is a server, [41] (fig. 4; col. 3, 11.40-45) comprising a satellite receiver [42] and a storage unit [44] (fig. 4) for storing video data and other data received by the satellite receiver [42] (col. 5, 11.5-35) and subsequently relaying the data to the mobile platform while the mobile platform is at the docking area (col. 6, 11.22-38). In response to information transmitted therewith, the server buffers information packages provided by the distribution center until the information is to be transferred to its respective mobile platform (col. 5, 11.40-53), thereby simplifying the distribution process as experienced by the distribution center (col. 3, 11.54-63). Hence the rejection is proper meets all the claims limitations. The finality of the last office action is hereby maintained.